

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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In Re: Methyl Tertiary Butyl Ether ("MTBE")
Products Liability Litigation

Master File No. 1:00-1898
MDL 1358 (SAS)
M21-88
ECF Case

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This document relates to the following case:

City of New York v. Amerada Hess Corp., et al.
Case No. 04 Civ. 3417

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**DECLARATION OF TODD E. ROBINS IN SUPPORT OF PLAINTIFF CITY OF
NEW YORK'S CONDITIONAL NON-OPPOSITION TO DEFENDANTS' JOINT
MOTION *IN LIMINE* TO EXCLUDE EVIDENCE OF CUSTOMER TASTE AND
ODOR COMPLAINTS**

Todd E. Robins, an attorney duly admitted *pro hac vice* to appear in this case, hereby
declares under penalty of perjury:

1. I am an attorney with the law firm of Sher Leff LLP, counsel for Plaintiff the City of New York ("the City") in the above-captioned matter. I submit this Declaration in support of Plaintiff City of New York's Conditional Non-Opposition to Defendants' Joint Motion *in Limine* to Exclude Evidence of Customer Taste and Odor Complaints (the "Conditional Non-Opposition"). This declaration authenticates the exhibit attached hereto and relied on in the City's Conditional Non-Opposition. In accordance with the Court's Individual Rules and Procedures, the exhibit has been excerpted to include only the relevant material. A copy of the exhibit appended hereto was made at my direction on or around May 26, 2009.

2. Attached as Exhibit 1 is a true and correct copy of the Expert Report of I.H. Suffet, Ph.D dated March 9, 2009.

On this 26th day of May 2009, I hereby declare under penalty of perjury under the laws of the United States that the foregoing statements are true and correct.

Dated: San Francisco, California
May 26, 2009

/s/ TODD E. ROBINS

TODD E. ROBINS (*pro hac vice*)

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